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Sterling Financial Corporation,
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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

CITY OF ROSEVILLE EMPLOYEES'
RETIREMENT SYSTEM, Individually
and on Behalf of All Others Similary
Situating,

Plaintiff,

v.

STERLING FINANCIAL
CORPORATION, HAROLD B. GILKEY
and DANIEL G. BYRNE,

Defendants.

CASE NO.: CV-09-368-EFS

**DEFENDANTS' NOTICE OF
SUPPLEMENTAL AUTHORITY**

Defendants Sterling Financial Corporation, Harold B. Gilkey, and Daniel G. Byrne (“Defendants”) respectfully submit this Notice of Supplemental Authority in support of the Motion to Dismiss Consolidated Complaint for Violation of the Federal Securities Laws that Defendants filed on August 30, 2010.

On September 6, 2012, the Court of Appeals for the Ninth Circuit issued an opinion in *In re Rigel Pharmaceuticals, Inc. Securities Litigation*, No. 10-17619 (9th Cir. Sept. 6, 2012). The opinion is the Ninth Circuit’s most recent pronouncement on the standards and requirements that plaintiffs properly allege false statements and scienter under the Private Securities Litigation Reform Act of 1995. A copy of the slip opinion is attached hereto as Exhibit A.

Dated: September 7, 2012

s/Barry M. Kaplan

Barry M. Kaplan, WSBA #8661

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Attorneys for Defendants

Sterling Financial Corporation,

Harold B. Gilkey, and Daniel G. Byrne

CERTIFICATE OF SERVICE

I hereby certify that on September 7, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following:

- **S Ashar Ahmed**
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s/Barry M. Kaplan

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